

PTO/SB/21 (04-04)

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	10/677,021	
	Filing Date	October 1, 2003
	First Named Inventor	Tokio Shibazaki
	Art Unit	3721
	Examiner Name	Eugene Lee Kim
Attorney Docket Number	1217-031847	
Total Number of Pages in This Submission		

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Election With Traverse <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below)
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Kent E. Baldauf Webb Ziesenheim Logsdon Orkin & Hanson, P.C.
Signature	<i>Kent E. Baldauf</i>
Date	September 2, 2004

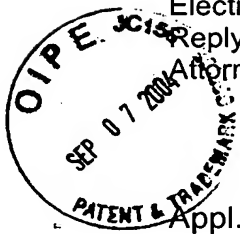
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Typed or printed name	Diane Paull		
Signature	<i>Diane Paull</i>	Date	09-02-2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Appl. No. 10/677,021
Election With Traverse dated [date]
Reply to Restriction Requirement of 08-18-2004
Attorney Docket No. 1217-031847



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/677,021 Confirmation No. 9520
Applicants : Tokio Shibazaki et al.
Filed : October 1, 2003
Art Unit : 3721
Examiner : Eugene Lee Kim
Docket No. : 1217-031847
Customer No. : 28289

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ELECTION WITH TRAVERSE

Sir:

This is in response to the Office Action dated August 18, 2004, in which the Examiner required a restriction to one of the following inventions:

- Group I: Claim 1, drawn to the method of banding; and
Group II: Claim 2, drawn to the apparatus of banding.

Applicants provisionally elect for further prosecution the invention of Group I, namely, claim 1, drawn to the method of banding. Applicants make this election with traverse.

Applicants reserve the right to file at a later time a divisional application directed to the non-elected claim 2. Pursuant to 37 C.F.R. § 1.48(b), there is no change in inventorship as a result of this Election.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 2, 2004.

Diane Paul

(Name of Person Mailing Paper)

Diane Paul

Signature

9/02/2004
Date

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